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Attorneys for Defendants
SmartSignal Corporation, James P. Herzog
and Stephan W. Wegerich

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

EXPERT MICROSYSTEMS, INC., and
INTELLECTUAL ASSETS, LLC,

Plaintiffs,

v.
SMARTSIGNAL CORPORATION,
JAMES P. HERZOG, an individual, and
STEPHAN W. WEGERICH, an individual,

Defendants.

)
) Case No. 2:06-CV-00709-MCE-DAD
)
) **STIPULATION TO CONTINUE THE**
) **HEARING DATE ON PLAINTIFFS'**
) **MOTION TO DISQUALIFY AND**
) **DEFENDANTS' MOTIONS TO**
) **DISMISS OR TRANSFER;**
) **[ORDER CONTINUING THE HEARING**
) **DATE ON PLAINTIFFS' MOTION TO**
) **DISQUALIFY AND DEFENDANTS'**
) **MOTIONS TO DISMISS OR TRANSFER**
)

Pursuant to Local Rule 83-143 (addressing "Stipulations"), by and through their
counsel of record, plaintiffs Expert Microsystems, Inc. and Intellectual Assets LLC and
defendants SmartSignal Corporation, James P. Herzog, and Stephan W. Wegerich hereby
stipulate and agree to continue the hearing date on "Plaintiffs' Motion to Disqualify" (dated June
1, 2006) and "Defendants' Motions to Dismiss or Transfer" (dated June 16, 2006) from October

1 16, 2006 to October 30, 2006. On September 20, 2006, the Court, on its own motion, continued
2 the previously scheduled hearing to October 16, 2006. The reason for the continuance is that
3 counsel for Plaintiffs and counsel for Defendants have prior commitments scheduled on October
4 16, 2006, and the stipulation is entered into as an accommodation to these schedules. This
5 stipulation is without prejudice to any of the parties' claims or defenses, including without
6 limitation defendants' challenge to personal jurisdiction.

7
8 DATED: September 26, 2006

STEVEN C. SCHROER
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12 /s/ Christine A. Abuel
Christine A. Abuel
13 Attorneys for Defendants SmartSignal Corporation,
James P. Herzog, and Stephan W. Wegerich

14
15 DATED: September 26, 2006

JOHN W. CARPENTER
LAW OFFICES OF JOHN W. CARPENTER

MARK L. PETTINARI
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18 /s/ Mark L. Pettinari
Mark L. Pettinari
19 Attorneys for Plaintiffs Expert Microsystems, Inc.
and Intellectual Assets LLC

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21
22 **ORDER**

23 IT IS SO ORDERED.

24 DATED: September 29, 2006

25 
26 MORRISON C. ENGLAND, JR.
27 UNITED STATES DISTRICT JUDGE
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